



REGISTRAR OF REGULATIONS  
08 MAY 12 PM 3:09

# COMMONWEALTH of VIRGINIA

## Department of Health DIVISION OF SHELLFISH SANITATION

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Richmond, VA 23219

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### NOTICE AND DESCRIPTION OF SHELLFISH AREA CONDEMNATION NUMBER 098-172, GARGATHY CREEK

EFFECTIVE 23 MAY 2008

Pursuant to Title 28.2, Chapter 8, §§28.2-803 through 28.2-808, §32.1-20, and §2.2-4002, B.16 of the *Code of Virginia*.

1. The "Notice and Description of Shellfish Area Condemnation Number 098-172, Gargathy Creek," effective 15 June 2005, is cancelled effective 23 May 2008.
2. Condemned Shellfish Area Number 098-172, shown as Section A, is established effective 23 May 2008. It shall be unlawful for any person, firm, or corporation to take shellfish from this area for any purpose, except by permit granted by the Marine Resources Commission, as provided in Section 28.2-810 of the *Code of Virginia*. The boundary of the area is shown on the map titled "Gargathy Creek, Condemned Shellfish Area Number 098-172, 23 May 2008" which is part of this notice.
3. The Department of Health will receive, consider and respond to petitions by any interested person at any time with respect to reconsideration or revision of this order.

#### BOUNDARIES OF CONDEMNED AREA NUMBER 098-172

- A. The condemned area shall include all of that portion of Gargathy Creek and its tributaries lying upstream of a line drawn from latitude/longitude map coordinate (37°46'27.1", -75°33'37.3") to map coordinate (37°46'26.0", -75°33'38.1").

Recommended by:

Director, Division of Shellfish Sanitation

Ordered by:

State Health Commissioner

5/9/08  
Date

**VDH** VIRGINIA  
DEPARTMENT  
OF HEALTH  
Protecting You and Your Environment

[www.vdh.virginia.gov/shellfish](http://www.vdh.virginia.gov/shellfish)

Virginia Department of Health  
Gargathy Creek  
Condemned Shellfish Area Number 098-172  
23 May 2008

0 1,500 3,000  
Feet



Condemned Shellfish Area  
(Section A)



STHY 681

Gargathy  
Creek  
14-11-03

Section  
A

(37°46'27.1", -75°33'37.3")

(37°46'26.0", -75°33'38.1")

Accomack  
County

Gargathy Bay  
14-11-01

Geographic coordinates in NAD83 datum;  
shown in degrees, minutes & seconds.